

CITY OF CEDAR FALLS
TABLES, CHAIRS AND/OR BENCHES
APPLICATION FOR PERMIT

Name of Applicant _____

Doing Business As _____

Street Address _____

Business Phone _____ Contact Phone _____

Mailing Address _____

Renewal Application with changes Renewal Application with No Changes

Placement of Benches, Tables, and/or Chairs must meet the following requirements:

- Zoned C-3 Commercial District and within city designated "Cultural District."
- Must comply with requirements of Section 19-74(d), Cedar Falls Code of Ordinances.
- Application to be submitted thirty (30) days in advance of desired start date.
- Application must include diagram, description, proof of control of establishment and \$25 fee.
- Minimum of five (5) feet unobstructed public sidewalk between seating/tables and curb.
- Shall not be attached to any public sidewalk or public fixtures at any time.
- Furniture shall be moved inside or secured outside, adjacent to building each night.
- No food or beverages may be served to persons seated in such area at any time.
- Serving or consuming alcoholic beverages in such area is prohibited.
- Permit may be renewed prior to its expiration, one (1) year from the date of issuance.
- Permit is not transferable.
- Application is subject to approval by Public Works Director and Community Main Street.
- Public Works Director may order immediate removal for safety, health or welfare.
- The City reserves the right to limit number of permits issued.
- The City retains the right to terminate any approved permit upon seven (7) days notice.
- Failure to comply with and adhere to requirements may result in permit being revoked.

I certify that the application is complete and accurate and understand that failure to meet and maintain all requirements for display of tables, chairs and/or benches, shall be grounds for revocation of permit.

Signature of Applicant

Date

INDEMNIFICATION AGREEMENT
TABLES, CHAIRS AND/OR BENCHES

The undersigned, _____, an applicant for a permit for tables, chairs and /or benches and a proprietor of an establishment in an area where tables , chairs and/or benches are permitted pursuant to Cedar Falls Ordinance § 19-74, (hereinafter "Applicant"), acknowledges that as a condition to the City of Cedar Falls issuing a permit for tables, chairs and /or benches that Applicant must meet the following requirements pursuant to subsection (d)(14)(a) and (b) of § 19-74 of the Code of Ordinances of the City of Cedar Falls, Iowa:

(i) Furnish proof of insurance: Commercial general liability insurance coverage in the amount of \$1,000,000 per occurrence and \$2,000,000 in the aggregate for bodily injury and property damage, with the City to be named as an additional insured on the policy, with an endorsement to be issued as part of the insurance policy, evidencing compliance with this requirement; and

(ii) Furnish an indemnification agreement by which Applicant agrees to indemnify and hold the City harmless from any liability for damages arising out of the placement of the tables, chairs and /or benches in the public right-of-way.

In consideration of the City's agreement to permit the tables, chairs and /or benches on certain public sidewalks in full compliance with Cedar Falls Ordinance § 19-74, Applicant, its successors and assigns, hereby agree to indemnify, defend and hold harmless the City , its officers, agents and employees, from and against any and all claims, losses, liability or damages of whatever nature, including payment of reasonable attorney fees, which may arise from my use of the public right-of-way arising from this Agreement, or which may be caused in whole or in part by any act or omission of the Applicant including Applicant's agents or employees.

Applicant hereby acknowledges that he/she has carefully read the foregoing Release and Indemnification Agreement, that he/she voluntarily signs the same, and acknowledges receipt of a copy hereof.

Dated this _____ day of _____, 20__.

Witness Signature

Signature of Applicant

Name of Witness - Print

Name of Applicant - Print

Business Name & Title of Applicant Proprietor